

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN

&

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

FRIDAY, THE 29TH JUNE 2007 / 8TH ASHADHA 1929

WA.No. 193 of 2002(E)

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AGAINST THE JUDGEMENT IN OP.9783/1999 Dated 03/12/2001

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APPELLANT: PETITIONER IN O.P.

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MADHAVAN, RETIRED TEACHER,  
UNNIRANTHARAYIL HOUSE, PADINJARE MURI,  
VADAKKEMURI VILLAGE, UDAYANAPURAM, P.O. VAIKKOM.

BY ADV. SRI.P.SANTHALINGAM  
SRI.A.D.SHAJAN

RESPONDENTS: RESPONDENT IN O.P.

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1. STATE OF KERALA, REP. BY  
CHIEF SECRETARY TO GOVERNMENT, SECRETARIAT,  
TRIVANDRUM.
2. DIRECTOR OF PUBLIC INSTRUCTIONS,  
TRIVANDRUM.

BY GOVERNMENT PLEADER SRI. SANDESH RAJA

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD  
ON 29/06/2007, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:

**K.S.Radhakrishnan  
&  
Antony Dominic, JJ.**  
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**W.A.No.193 of 2002**  
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**Dated this the 29<sup>th</sup> day of June, 2007.**

**JUDGMENT**

**Radhakrishnan,J.**

Original Petition was preferred seeking a direction to the respondents to disburse the DCRG and other retirement benefits and to declare that the delay and non-payment of retrial benefits to the petitioner including gratuity is illegal and improper. Learned single Judge granted most of the reliefs prayed for by the petitioner. However, it was ordered that the period he had worked on the strength of stay order cannot be treated as regular service.

We find no error in the judgment of the learned single Judge. Writ Appeal is dismissed.

K.S.Radhakrishnan,  
Judge.

Antony Dominic,  
Judge.

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